

DECLARATION FOR NON-PROVISIONAL PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below at 201 et seq. beneath my name.

I believe I am the original, first and sole inventor if only one name is listed at 201 below, or an original, first and joint inventor if plural names are listed at 201 et seq. below, of the subject matter which is claimed and for which a patent is sought on the invention entitled

EXTRACTION DEVICE WITH BUILT-IN CAPSULE LOADING SYSTEM

and for which a patent application was filed as International application PCT/EP02/03632 on March 26, 2002.

I hereby state that I have reviewed and understand the contents of the above identified application, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED PRIOR TO THE FILING DATE OF THE APPLICATION			
APPLICATION NUMBER	COUNTRY	DATE OF FILING (day, month, year)	PRIORITY CLAIMED
01108382.1	EPO	3 April, 2001	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below.

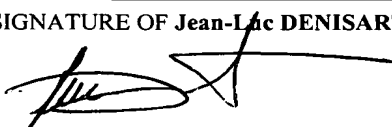
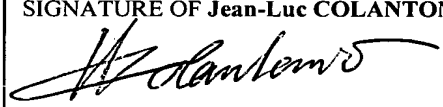
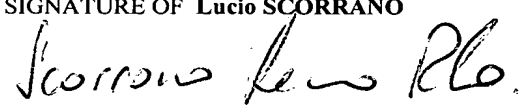
PROVISIONAL APPLICATION NUMBER	FILING DATE

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose information known to me which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

NON-PROVISIONAL APPLICATION NO.	FILING DATE	STATUS		
		PATENTED	PENDING	ABANDONED

* for use only when the application is assigned to a company, partnership or other organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

2 0 1	FULL NAME OF INVENTOR	LAST NAME DENISART	FIRST NAME Jean-Luc	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY York	STATE OR FOREIGN COUNTRY Switzerland	COUNTRY OF CITIZENSHIP Switzerland	
	POST OFFICE ADDRESS	STREET Le Vigny 2	CITY Cully	STATE OR COUNTRY Switzerland	ZIP CODE CH-1096
		SIGNATURE OF Jean-Luc DENISART 		DATE 26.09.03	
2 0 2	FULL NAME OF INVENTOR	LAST NAME COLANTONIO	FIRST NAME Jean-Luc	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY Vevey	STATE OR FOREIGN COUNTRY Switzerland	COUNTRY OF CITIZENSHIP Italy	
	POST OFFICE ADDRESS	STREET Rue de al Clergère 2	CITY Vevey	STATE OR COUNTRY Switzerland	ZIP CODE CH-1800
		SIGNATURE OF Jean-Luc COLANTONIO 		DATE 6.10.03	
2 0 3	FULL NAME OF INVENTOR	LAST NAME SCORRANO	FIRST NAME Lucio	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY Yverdon	STATE OR FOREIGN COUNTRY Switzerland	COUNTRY OF CITIZENSHIP Italy	
	POST OFFICE ADDRESS	STREET Rue des Moulins 121B	CITY Yverdon	STATE OR COUNTRY Switzerland	ZIP CODE CH-1400
		SIGNATURE OF Lucio SCORRANO 		DATE 26.09.2003	

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



Inventor Application of: Jean-Luc DENISART et al.

Confirmation No.:

Application No.:

Group Art Unit:

Filing Date:

Examiner:

For: EXTRACTION DEVICE WITH BUILT-IN
CAPSULE LOADING SYSTEMAttorney Docket No.:
88265-6931**POWER OF ATTORNEY BY ASSIGNEE
AND EXCLUSION OF INVENTOR(S) UNDER 37 C.F.R. 3.71**Assistant Commissioner for Patents
Washington, D.C. 20231
Sir:

The undersigned assignee of the entire interest in the above-identified subject application hereby appoints Allan A. Fanucci (Reg. No. 30,256) and Daniel J. Hulseberg (Reg. No. 36,554) of WINSTON & STRAWN (Customer No. 28765) to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith.

Please direct all correspondence for this application to Customer No. 28765 to the attention of Allan A. Fanucci (telephone 212-294-3311, facsimile 212-294-4700).

An assignment of the entire interest in the above-identified subject application is submitted herewith for recording and a copy is attached. The undersigned has reviewed this assignment and, to the best of his knowledge, title is in the assignee seeking to take action in this application and that he is empowered to act on its behalf.

ASSIGNEE: NESTEC S.A.

Signature:

Date of Signature:

2nd October 2003

Typed Name:

Paula Nelson

Position/Title:

Authorised Signatory

Address:

Avenue Nestle 55

CH-1800 Vevey

Switzerland

ASSIGNMENT

WHEREAS, each of

Jean-Luc DENISART, a citizen of Switzerland, residing at Le Vigny 2, CH-1096 Cully, Switzerland,

Jean-Luc COLANTONIO, a citizen of Italy residing at Rue de al Clergère 2, CH-1800 Vevey, Switzerland, and

Lucio SCORRANO, a citizen of Italy residing at Rue des Moulins 121B, CH-1400 Yverdon, Switzerland,

an ASSIGNOR, is an inventor of the invention in **EXTRACTION DEVICE WITH BUILT-IN CAPSULE LOADING SYSTEM**, for which an application for a Patent of the United States, identified by Winston & Strawn Docket No. **88265-6931** is executed on even date herewith.

WHEREAS, **NESTEC S.A.**, a Swiss corporate body having a place of business at Avenue Nestle 55, CH-1800 Vevey, Switzerland, ASSIGNEE, is desirous of obtaining my entire right, title and interest in, to and under the said invention and the said application.

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to each inventor in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, each ASSIGNOR has sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, their entire right, title and interest in, to and under the said invention, and the said United States application and all divisions, renewals and continuations thereof, and all Patents of the United States which may be granted thereon and all reissues and extensions thereof;

And each ASSIGNOR hereby authorizes and requests the Commissioner of Patents and Trademarks of the United States, to issue the same to the said

ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument;

And each ASSIGNOR hereby covenants and agrees that they have the full right to convey the entire interest herein assigned, and that they have not executed, and will not execute, any agreement in conflict herewith;

And each ASSIGNOR hereby further covenants and agrees that they will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to them respecting said invention, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing, and reissue applications, make all rightful oaths, and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper protection for said invention;

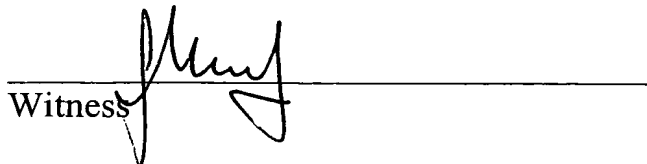
And each ASSIGNOR hereby authorizes the ASSIGNEE's patent attorney to complete this form by the addition of the application number, application filing date, and attorney docket number, if necessary.

In witness whereof, each inventor has affixed his or her signature.

le 26 septembre 2003
Date


Jean-Luc DENISART

On septembre 29, 2003, before me SANDRINE KUNZ,
Witness, appeared **Jean-Luc DENISART**, to me known and known to me to be
the person of that name, who signed the foregoing instrument, and
acknowledged the same to be his/her free act and deed.

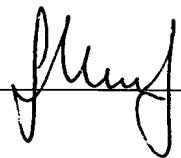

Witness

Date



Jean-Luc COLANTONIO

On September 29, 2003, before me SANDRINE KUNZ,
Witness, appeared **Jean-Luc COLANTONIO**, to me known and known to me
to be the person of that name, who signed the foregoing instrument, and
acknowledged the same to be his/her free act and deed.

Witness 

26 septembre 2003

Date



Lucio SCORRANO

On September 29, 2003, before me SANDRINE KUNZ,
Witness, appeared **Lucio SCORRANO**, to me known and known to me to be
the person of that name, who signed the foregoing instrument, and
acknowledged the same to be his/her free act and deed.

Witness 